



STATE BOARD OF EQUALIZATION

450 N STREET, SACRAMENTO, CALIFORNIA
PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0080
(916) 322-2270 • FAX (916) 324-3984
www.boe.ca.gov

BETTY T. YEE
First District, San Francisco

BILL LEONARD
Second District, Ontario/Sacramento

MICHELLE STEEL
Third District, Rolling Hills Estates

JUDY CHU, Ph.D.
Fourth District, Los Angeles

JOHN CHIANG
State Controller

RAMON J. HIRSIG
Executive Director

STATE BOARD OF EQUALIZATION MEETING
450 N Street, Room 121, Sacramento
January 21-22, 2009
NOTICE AND AGENDA
Meeting Agenda (as of 10:00 a.m., 01/21/09)

[Agenda Changes](#)

[Live Audio and Video Broadcast of Board Meeting](#)

Wednesday, January 21, 2009

1:30 p.m. Board Committee Meeting Convenes*
Board Meeting Convenes upon Adjournment of the Board Committee Meeting**

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chair, Dr. Chu, may modify the order of the items on the agenda. Items may be postponed to a subsequent day; however, items will not be moved to an earlier day.

Board Committee Meetings*

[Legislative Committee](#) Dr. Chu, Committee Chair

2009 Legislative Proposals

Business Taxes

Set forth below are suggestions for Business Taxes legislation to be sponsored by the Board in the first year of the 2009-2010 Legislative Session. Additional suggestions will be included on the agenda for February 2009.

- 2-2 ~~Add section 524 to the Evidence Code to specify that the burden of proof is with the Board in any assertion of penalties for intent to evade or fraud and require a clear and convincing evidence standard for such assertions, as specified.~~
- 2-3 ~~Add section 525 to the Evidence Code to specify that in a court of law any assertion of penalties (other than intent to evade or fraud) requires a preponderance of the evidence standard for such penalties and the burden of proof is placed on the Board in its assertion of such penalties.~~

- ~~2-4 Add Part 10.1 (commencing with section 15706) to Division 3 of Title 2 of the Government Code to specify that the Board and the Franchise Tax Board (FTB) shall have the burden of proof in any court or administrative tax proceeding, with respect to a factual issue related to ascertaining the tax liability of a taxpayer that has established that it is a cooperating taxpayer, as defined.~~

Business Taxes – Sales and Use Taxes

Set forth below are suggestions for Sales and Use Taxes legislation to be sponsored by the Board in the first year of the 2009-2010 Legislative Session. Additional suggestions will be included on the agenda for February 2009.

- 3-7 Amend Revenue and Taxation Code sections 6011 and 6012 to eliminate the sales and use tax exclusion for separately stated charges for transportation.
- 3-8 Amend Revenue and Taxation Code section 6018.6 to provide that specified garment cleaning establishments shall be regarded as consumers, rather than retailers, of tangible personal property they sell, provided those sales do not exceed one-half of one percent of their total gross receipts for the preceding calendar year.

Business Taxes – Special Taxes

Set forth below are suggestions for Special Taxes legislation to be sponsored by the Board in the first year of the 2009-2010 Legislative Session. Additional suggestions will be included on the agenda for February 2009.

- ~~4-1 Amend Revenue and Taxation Code section 30141 to revise the minimum amount of security required from a cigarette distributor from \$1,000 per licensed location to an amount determined by the Board and add security release requirements consistent with other Board-administered programs. Also amend section 30142 to remove provisions not related to the security requirements for purchasing cigarette tax stamps on credit.~~
- 4-2 Amend Revenue and Taxation Code sections 7339 and 60003 of the Motor Vehicle Fuel and Diesel Fuel Tax Laws, respectively, to redefine a terminal to include a fuel production facility with storage so that facilities outside the bulk transfer system have the same licensing and reporting requirements as terminals supplied by pipeline or vessel.
- 4-3 Amend Revenue and Taxation Code sections 60501 and 60508, and repeal sections 60508.1, 60508.2, 60508.4, and 60509, to allow a supplier of diesel fuel to file a claim for refund or claim a credit on their supplier return on behalf of retailers for qualified sales to consulate officers or consulate employees, or to the United States and its agencies and instrumentalities.

- 4-4 Amend Revenue and Taxation Code sections 60022 and 60023 to clarify that the definition of “diesel fuel” includes biodiesel, other biomass-based diesel fuel, and blends. Also add sections 60022.1, 60022.2, 60022.3, 60022.4 and 60023.1 to define biodiesel, biomass, biomass-based diesel, petroleum-based diesel, and raw vegetable oil, respectively.
- 4-5 Add section 55041.1 to the Revenue and Taxation Code to require annual fee payers under programs administered pursuant to the Fee Collection Procedures Law to file a closing return when they close or sell their business.

Administration

Set forth below is a suggestion for administrative legislation to be sponsored by the Board in the first year of the 2009-2010 Legislative Session. Additional suggestions will be included on the agenda for February 2009.

- 5-2 Amend Vehicle Code section 1808.4 to add the Board’s limited peace officers to the list of public employees and officials whose home addresses are granted enhanced confidentiality by the Department of Motor Vehicles.

Customer Service and Administrative

Efficiency Committee Mr. Leonard, Committee Chair

- 1. Taxpayers’ Rights Advocate’s 2007-08 Property and Business Taxes Annual Report

Presentation of Annual Report highlighting Taxpayers’ Rights Advocate Office accomplishments, involvement in projects, current issues, and examples of services provided.

Board Meeting**

Organization of the Board

- The Board will vote to elect a Chair and Vice Chair.

Oral Hearings

- A. Homeowner and Renter Property Tax Assistance Hearings
There are no items for this matter.

B. Corporate Franchise and Personal Income Tax Hearings

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

B1. [Argonaut Group, Inc., 287738+](#)

For Appellant: Marty Dakessian, Attorney
Patrick Shannon, Attorney
Walter Hellerstein, Attorney
For Franchise Tax Board: Karen Smith, Tax Counsel

B2. [Mahnaz Judson, 424321+](#)

For Appellant: Mahnaz Judson-Westerberg, Taxpayer
D. Kent Westerberg, Attorney
For Franchise Tax Board: Diane Ewing, Tax Counsel

B3. [John D. Bogdanoff and Janora G. Bogdanoff, 440634+](#)

For Appellant: Janora Bogdanoff, Taxpayer
For Franchise Tax Board: Suzanne Small, Tax Counsel

~~B4. [Jacek Kostyrko and Zofia Kostyrko, 443905+](#)~~

~~For Appellant: Jacek Kostyrko, Taxpayer
For Franchise Tax Board: Suzanne Small, Tax Counsel~~

C. Sales and Use Tax Appeals Hearings

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

C1. [Southcorp Packaging USA, Inc., 224867 \(EH\)+](#)

For Petitioner: Howard J. Barnhorst II, Attorney
Phillip F. O'Conner, Representative
Charles N. Russitano, Representative
Doug Roberts, Representative
Nadine Hotaling, Representative
For Department: Robert Tucker, Tax Counsel

C2. [Convenience Acquisition Co. LLC, 236133 \(KH\)+](#)

For Petitioner: Appearance Waived
For Department: Scott Lambert, Hearing Representative

D. Special Taxes Appeals Hearings

These items are scheduled for Thursday, January 22, 2009.

There are no items for the following matters:

- E. Property Tax Appeals Hearings
- F. Public Hearings

G. Tax Program Nonappearance Matters – Consent

(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)

G1. Legal Appeals Matters.....Mr. Levine

- Hearing Notices Sent – No Response
 1. Harinderpal S. Ahluwalia, 350150 (KH)
 2. Universal Dental Studio, Inc., 339701 (GH)
- Hearing Notice Sent – Appearance Waived
 3. Rizalde V. Sandoval, 332206 (EH)
- Petitions for Release of Seized Property
 4. Amar Singh, 459750 (ET)
 5. Youssef A. Salah, 466071 (ET)
 6. Khoury and Azar, Inc., 423828 (ET)
 7. Gigis Liquor #2, Inc., 466069 (ET)
 8. Nirbhai Singh and Parmjeet Kaur, 466075 (ET)

G2. Franchise and Income Tax MattersMs. Kelly

- Decisions
 1. Steven C. Agid, 397339
 2. Terri R. Amuwa, 357021
 3. Winston Bear Child and Teresita P. Bear Child, 400991
 4. Debra J. Berini, 395919
 5. Butch Berry, 361529
 6. John Buergel, 388878
 7. Miguel R. Dacones, 362356
 8. Jan M. Dixon, 400994
 9. Daniel Ebenezer and Padmini Ebenezer, 340164
 10. Maria Theresa Gonzales, 404649
 11. George Jaresko, 349404
 12. Sucheta Kapuria, 288980
 13. Amy C. Ku, 384772
 14. Donna J. Lawell, 381474
 15. LSI Logic Corporation & Subsidiaries, 402104
 16. Nancy Lucero, 405939
 17. Constance L. Maples, 382846
 18. Mazen M. Mardini and Hafia Mardini, 393429
 19. ~~Michael Maurer and Anna G. Maurer, 351807~~
 20. MD Biotech Corp., 398016
 21. Masoud Molaei and Lesli Molaei, 377126
 22. Gregory Teeters, 406026
 23. Pedro J. Ugarte and Patricia V. Ugarte, 402854
 24. Jose Arnel Viray, 361472

- Petitions for Rehearing
 25. Alison Buergel, 333132
 26. Jon Maple, 398911
 27. Shawn Mills, 395824
 28. Victor Roy, 395839
 29. Donald B. Russell, 347413
 30. Ruth Vinson, 384140
 31. Ruth Vinson, 384249

G3. Homeowner and Renter Property Tax

Assistance MattersMs. Kelly

- Decisions
 1. Johnnie Anthony, 391713
 2. Janyne A. Auston, 399398
 3. Tanya Black, 387314
 4. Percy A. Carper, 372957
 5. Paul Anthony Dombroski, 379878
 6. Michael N. Flores, 378244
 7. Sheila Hamilton, 394325
 8. Annissha M. Hargrove, 357430
 9. O. D. Harris, 387264
 10. Angel Louise Hatfield, 382415
 11. Rebecca Heredia, 386697
 12. Ching K. Jee, 378567
 13. Zandra Victoria Johnson, 389591
 14. Charles Thomas Jones, 384593
 15. Steven G. Lee, 387881
 16. Joseph Lopez, 388328
 17. Gladys Mastain, 380526
 18. Shirley Robinson Matthews, 394111
 19. Doris F. Miller (Deceased), 401189
 20. Dawn O'Neal, 383516
 21. John Si Jong Paik, 390546
 22. Jacob Ramsey, 387824
 23. Nancy Schuster, 394497
 24. Jeannie Smith, 394090
 25. Leagan Tang, 383475
 26. Bounma Young, 377254
 27. Shavool Zarbakhsh, 374560

G4. Sales and Use Taxes MattersMs. Henry

- Redeterminations
 1. Lithographix, Inc., 373226 (AS)
 2. Inland Paperboard & Packaging, Inc., 397940 (OH)
 3. Starbucks Corporation, 459050 (OH)
 4. American School of Aviation, 446983 (UT)
 5. Edison Security Corp., 342575 (AP)

- Relief of Penalty/Interest
 6. Lamps Plus, Inc., 467870 (AC)
 7. Round Table Development Co., 468139 (CH)
 8. Jeromes Furniture Warehouse, Inc., 467205 (FH)
 9. Cardinal Health Solutions, Inc., 467208 (FH)
- Denials of Claims for Refund
 10. Comverse, Inc., 405479 (OH)
 11. NEC Business Network Solutions, Inc., 304869 (OH)
 12. Edison Security Corp., 303287 (AP)
 13. Onquest Engineering, Inc., 418113 (AP)
 14. Capital One Auto Finance, Inc., 418110 (OH)
 15. Capital One Auto Finance, Inc., 367336 (OH)
 16. First Data Technologies, Inc., 424694 (OH)
 17. Union Leasing Trust, 444322 (OH)

G5. Sales and Use Taxes Matters – Credits, Cancellations, and Refunds Ms. Henry

- Credits and Cancellations
 1. Plasticorp, 470195 (AS)
 2. Moss Motors, LTD, 468327 (GH)
 3. Chance USA, LLC, 377736 (UT)
 4. WMK Office San Diego, LLC, 468484 (FH)
 5. Neotek Properties of Florida, Inc., 465992 (AS)
- Refunds
 6. Nissan North America, Inc., 457489 (OH)
 7. Los Angeles Harbor Department, 466255 (EA)
 8. California Institute of Technology, 315350 (AP)
 9. McJunkin Corporation, 246365 (OH)
 10. Levi-Strauss & Co., 331372 (BH)
 11. Burlingame Industries, Inc., 464784 (EH)
 12. Rotolo Chevrolet , Inc., 444516 (EH)
 13. Traffic Control Service, Inc., 438007 (OH)
 14. Garden State International Trucks, Inc., 444520 (GH)
 15. United Aviation Fuels Corporation, 433455 (OH)
 16. Mercedes-Benz USA, LLC, 451253 (KH)
 17. Tivo, Inc., 445331 (GH)
 18. Miramax Film Corporation, 465981 (OH)
 19. Merge Emed, Inc., 423623 (OH)
 20. Wachovia Dealer Services, Inc., 461704 (EA)
 21. Bmar & Associates, Inc., 359343 (OH)
 22. Harbor Distributing, LLC, 459072 (EA)
 23. Aspen Technology, Inc., 465978 (OH)
 24. University of San Francisco, 465983 (BH)
 25. General Petroleum Corporation, 432406 (AA)
 26. Wright Graphics, Inc., 399854 (AC)
 27. Visa International Services Association, 425404 (BH)
 28. IXOS Software, Inc., 464521 (BH)
 29. Bill Cahan & Associates, A California Corporation, 444362 (BH)

30. Peyton Cramer Infiniti, 462377 (AS)
31. Onquest Engineering, Inc., 418113(AP)
32. Capital One Auto Finance, Inc., 418110 (OH)
33. Capital One Auto Finance, Inc., 367336 (OH)
34. Affymetrix, Inc., 462490 (GH)
35. Affymetrix, Inc., 441877 (GH)
36. Rancho Santa Fe Thrift & Loan, 462375 (FH)
37. Intrans Group, Inc., 466322 (OH)
38. Joel Edward Shapiro, 419953 (KH)
39. Triton Acceptance Corporation, 461706 (EA)
40. Shasta Regional Medical Center, 426876 (KH)
41. Bluelix Corporation, 445930 (OH)
42. Drive Financial Services, LP, 340709 (OH)
43. First Data Technologies, Inc., 466693 (OH)
44. Kerman AG Resources, Inc., 435150 (KH)
45. Volo Holdings Hayward, LLC, 446966 (CH)

G6. Special Taxes Matters Mr. Gau

- Relief of Penalty
 1. Petro-Diamond Incorporated, 467745 (MT) ‘CF’
- Denials of Relief of Penalty
 2. ~~Big West of California, LLC, 460290 (MT)~~

G7. Special Taxes Matters – Credits, Cancellations,
and Refunds Mr. Gau

- Refunds
 1. Eisenhower Medical Center, 446764 (EF)
 2. Republic Services Vasco Road, LLC, 466853 (ER)

There are no items for these matters:

G8. Property Tax Matters

G9. Cigarette License Fee Matters

G10. Legal Appeals Property Tax Matters

H. Tax Program Nonappearance Matters – Adjudicatory

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

H1. Legal Appeals Matters Mr. Levine

- Hearing Notice Sent – No Response
 1. Cindy A. Saito, 339713 (KH)
- Case Heard But Not Decided ***
 2. City of Anaheim, 254561
- Local Tax Reallocation Hearings ***
 3. City of Los Angeles, 472907
 4. City of Stockton, 472908
 5. Cities of Los Angeles, San Jose, and Irvine, 472925
 6. Cities of Irvine, San Diego, and Santa Ana, 472928
 7. City of Sacramento, 472921

- H2. Franchise and Income Tax MattersMs. Kelly
- Opinions
 1. ~~C. V. Starr & Co., 382904~~
 2. ~~Medianews Group, Inc., 377121~~
 - Decision
 3. John Stroup, 354089
- H3. Homeowner and Renter Property Tax Assistance MattersMs. Kelly
- Decision
 1. David Silverman, 379230
- H4. Sales and Use Taxes Matters
There are no items for this matter.
- H5. Sales and Use Taxes Matters – Credits, Cancellations, and RefundsMs. Henry
- Refunds
 1. Fruitridge Printing Lithograph, Inc., 472382
- H6. Special Taxes Matters Mr. Gau
- Relief of Interest
 1. Chevron U.S.A., Inc., 461867 (MT)

There are no items for these matters:

- H7. Special Taxes Matters – Credits, Cancellations, and Refunds
- H8. Property Tax Matters
- H9. Cigarette License Fee Matters
- H10. Legal Appeals Property Tax Matters

I. Tax Program Nonappearance Matters

(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)

- I1. Property Taxes Matters Mr. Gau
- Audit
 1. Plumas-Sierra Rural Electric Cooperative (176) - 'CF'
 - Board Roll Changes
 2. 2005, 2006, 2007 and 2008 Board Rolls of State-Assessed Property - 'CF'

- I2. Offers-in-Compromise RecommendationsMs. Ogrod/Ms. Fong
1. Alfun, Micale, & Associates, Inc.

Chief Counsel Matters

There are no items for the following matters:

- J. Rulemaking
- K. Business Taxes
- L. Property Taxes
- M. Other Chief Counsel Matters

Administrative Session

The following items are scheduled for Thursday, January 22, 2009.

- N. Consent Agenda
- O. Adoption of Board Committee Reports and Approval of Committee Actions
- P. Other Administrative Matters

Q. Closed Session

This item is scheduled for Thursday, January 22, 2009.

Adjourn - The meeting will reconvene on Thursday, January 22, 2009, at 9:30 a.m.

If you wish to listen to and/or view a live broadcast of the Board meeting, please go to <http://www.boe.ca.gov> and click on Webcast.

If you wish to receive this Notice and Agenda electronically, you can subscribe at www.boe.ca.gov/agenda.

If you would like specific information regarding items on this Notice and Agenda, please telephone (916) 322-2270 or e-mail: MeetingInfo@boe.ca.gov. Please be advised that material containing confidential taxpayer information cannot be publicly disclosed.

The hearing location is accessible to people with disabilities. Please contact Claudia Madrigal at (916) 324-8261, or e-mail Claudia.Madrigal@boe.ca.gov if you require special assistance.

Diane G. Olson, Chief
Board Proceedings Division

- * Public comment on any committee agenda item will be accepted at the beginning of the committee meeting.
- ** Public comment on any agenda item, other than a Closed Session item or an item which has already been considered by a Board Committee, will be accepted at that meeting.
- *** Municipalities are exempt from Contribution Disclosure requirements, for further information please telephone Toya Davis, Contribution Disclosure Analyst at (916) 327-1798 or email: Toya.Davis@boe.ca.gov.
- + Material is available for this Item.
- ++ Material will be available at a later date.
- "CF" Constitutional Function – The Deputy State Controller may not participate in this matter under Government Code section 7.9.



STATE BOARD OF EQUALIZATION

450 N STREET, SACRAMENTO, CALIFORNIA
PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0080
(916) 322-2270 • FAX (916) 324-3984
www.boe.ca.gov

BETTY T. YEE
First District, San Francisco

BILL LEONARD
Second District, Ontario/Sacramento

MICHELLE STEEL
Third District, Rolling Hills Estates

JUDY CHU, Ph.D.
Fourth District, Los Angeles

JOHN CHIANG
State Controller

RAMON J. HIRSIG
Executive Director

STATE BOARD OF EQUALIZATION MEETING
450 N Street, Room 121, Sacramento
January 21-22, 2009
NOTICE AND AGENDA
Meeting Agenda (as of 10:00 a.m., 01/21/09)

[Agenda Changes](#)

[Live Audio and Video Broadcast of Board Meeting](#)

Thursday, January 22, 2009

9:30 a.m. Board Meeting Reconvenes**

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chair, Dr. Chu, may modify the order of the items on the agenda.

Board Meeting**

Oral Hearings

B. Corporate Franchise and Personal Income Tax Hearing
(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

~~B5. [Standard Register Company, 417837+](#)~~

~~For Appellant: Marty Dakessian, Attorney
Jon A. Sperring, Representative
LaShelle T. Wilson, Attorney
For Franchise Tax Board: Ann Hodges, Tax Counsel~~

C. Sales and Use Tax Appeals Hearings
(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

~~C3. [Zenaida Laxamana, Manuel Gurion, Ester Gurion, Linda Gurion
389908 \(BH\)+](#)~~

~~For Petitioner: Zenaida Laxamana, Taxpayer
Raul S. Picardo, Attorney
For Department: Scott Lambert, Hearing Representative~~

- C4. [John F. Steele and Gayle Jeannie Steele, 333230 \(UT\)+](#)
 For Petitioner: Gary Kimzey, Representative
 For Department: Christine Bisauta, Tax Counsel
- C5. [Hardial Singh Pannu and Davinder Kaur Pannu, 390331 \(GH\)+](#)
 For Petitioner: Hardial Singh Pannu, Taxpayer
 Davinder Kaur Pannu, Taxpayer
 Jagrup Kaur Pannu, Witness
 For Department: Scott Lambert, Hearing Representative
- C6. [A.B.C Lumber Jack's, Inc., 351536 \(EH\)+](#)
 For Petitioner: Appearance Waived
 For Department: Stephen Smith Tax Counsel

D. Special Taxes Appeals Hearings

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

- D1. [Fassel M. Elder and Amal Elder, 272656 \(MT\)+](#)
 For Petitioner: Norman L. Gould, Representative
 For Department: Carolee Johnstone, Tax Counsel

Seized Property Appeal Hearing

- D2. [Avis Corporation, 457948 \(ET\)+](#)
 For Petitioner: Subhash Grover, Representative
 For Department: Monica Silva, Tax Counsel

Administrative Session

N. Consent Agenda..... Ms. Olson

N1. [Board Employee Retirement Resolutions+](#)

- Blanca M. Breeze
- Cynthia Bresnan
- Maria Cabrera-Sahagian
- Leon W. Clark III
- Craig J. Clauson
- Richard L. DaPrato
- Lucian J. Khan
- Patricia G. Lucero
- Reynaldo D. Obligacion
- Jerry S. Pero
- Terry E. Skeen

N2. Approval of Board Meeting Minutes

- [November 12 – 13, 2008+](#)
- [November 18, 2008+](#)

O. Adoption of Board Committee Reports and Approval of Committee Actions

O1. Legislative Committee

O2. Customer Service and Administrative Efficiency Committee

P. Other Administrative Matters

There are no items for the following matters:

P1. Executive Director's Report

P2. Chief Counsel Report

P3. Deputy Director's Report

a. Sales and Use Tax

There are no items for this matter.

b. Property and Special Taxes Mr. Gau

1. [Fiscal Year 2009/10 Tobacco Products Rate Setting+](#)

Update on staff's research in exploring a data source for calculation of the Board's annual determination of the Tobacco Products Tax Rate under Revenue and Taxation Code sections 30126 and 30131.5.

2. [Supplemental Reporting Requirements for Nonprofit Hospitals+](#)

Board Member Yee's proposal that a select percentage of nonprofit hospitals eligible for the Welfare Exemption from property taxation be examined in 2009 using a proposed draft Supplemental Reporting form.

c. Administration Ms. Houser

1. Facilities Update

A status report on issues related to the Headquarters building.

2. Budget Update 2008/09

Update on the Legislative Special Session to address the current budget situation.

3. Budget Update 2009/10

Update on the Governor's 2009/10 budget as it relates to the Board of Equalization.

d. Technology Services Ms. Brannen

1. Update on Digital Board of Equalization

Status report on Board of Equalization efforts to implement the roadmap to becoming digital.

Announcement of Closed Session Ms. Olson**Q. Closed Session**

- Q1. Discussion and approval of staff recommendations regarding settlement cases (Rev. & Tax. Code §§ 6901, 7093.5, 30459.1 and 50156.11)
- Q2. Pending litigation: *Jonathan Harris v. Claude Parrish*, Los Angeles County Superior Court Case No. NC039710, and *Jonathan Harris v. Claude Parrish and the State Board of Equalization*, Los Angeles County Superior Court Case No. NC050640 (Gov. Code § 11126(e))
- Q3. Pending litigation: *Schroeder, et al. v. Board of Equalization, et al.* Sacramento Superior Court Case No. 34-2008-00004467-CU-MT-GDS; *Frankot, et al. v. Board of Equalization, et al.*, Sacramento Superior Court Case No. 34-2008-00012174-CU-PO-GDS; and, *Allen, et al. v. Board of Equalization, et al.*, Sacramento Superior Court Case No. 34-2008-00017014-CU-TT-GDS (Gov. Code § 11126(e)(2)(B)(i))
- Q4. Discussion and action on personnel matters (Gov. Code § 11126(a))

Announcement of Open Session Ms. Olson**Adjourn**

If you wish to listen to and/or view a live broadcast of the Board meeting, please go to <http://www.boe.ca.gov> and click on Webcast.

If you wish to receive this Notice and Agenda electronically, you can subscribe at www.boe.ca.gov/agenda.

If you would like specific information regarding items on this Notice and Agenda, please telephone (916) 322-2270 or e-mail: MeetingInfo@boe.ca.gov. Please be advised that material containing confidential taxpayer information cannot be publicly disclosed.

The hearing location is accessible to people with disabilities. Please contact Claudia Madrigal at (916) 324-8261, or e-mail Claudia.Madrigal@boe.ca.gov if you require special assistance.

Diane G. Olson, Chief
Board Proceedings Division

- * Public comment on any committee agenda item will be accepted at the beginning of the committee meeting.
- ** Public comment on any agenda item, other than a Closed Session item or an item which has already been considered by a Board Committee, will be accepted at that meeting.
- *** Municipalities are exempt from Contribution Disclosure requirements, for further information please telephone Toya Davis, Contribution Disclosure Analyst at (916) 327-1798 or email: Toya.Davis@boe.ca.gov.
- + Material is available for this Item.
- ++ Material will be available at a later date.
- "CF" Constitutional Function – The Deputy State Controller may not participate in this matter under Government Code section 7.9.